11-19-04

IFW

/ Docket No. <u>03689/LH</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Takashi TSUTSUMI et al

Serial No. : 10/732,849

Filed : December 9, 2003

For : INK JET PRINTER AND

IMAGE RECORDING METHOD

Art Unit : 2853

Examiner :

INFORMATION DISCLOSURE STATEMENT WITH STATEMENT UNDER 37 CFR 1.97) (e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Submitted herewith are the following:

- (1) Copy of Search Report issued in the counterpart European application;
- (2) Copies of the cited publications;
- (3) Copy of Japanese Laid-Open Patent Publication
 No. 5-338126 identified at page 2, lines 6-8 of the present specification; and
- (4) Forms PTO/SB/08A and PTO/SB/08B. It is requested that initialed copies of the Forms PTO/SB/08A and PTO/SB/08B be returned to indicate that the publications listed therein have all been considered and made of record.

The first four (4) documents listed in the enclosed European Search Report, namely US 2002/0118987, EP 0,668,165, USP 5,774,155 and EP 0,307,251, were already submitted with the Information Disclosure Statement filed May 27, 2004. Therefore, duplicate copies of these documents are not provided, and these four documents are also not listed on the attached Form PTO/SB/08A (since they were listed Form PTO/SB/08A filed May 27, 2004).

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S. Dianne Franklin

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

Said communication is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein $(MPEP\ 609\ III\ A(3))$.

As seen from the listing of family members in the European Search Report, US Application 2002/041297 is a family member of GB 2,361,670. However, since GB 2,361,670 is already in the English language, a copy of the U.S. counterpart is not submitted herewith.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information

Disclosure Statement (except for Japanese 5-338126) was first

cited in any communication from a foreign patent office in a

counterpart foreign application not more than three months prior

to the filing of the present Information Disclosure Statement.

Said Communication bears a mailing date of September 22, 2004.

Therefore, the filing of this Information Disclosure Statement is

timely under the provisions of 37 CFR 1.97(e) and does not

require a fee.

It is respectfully requested that the attached publications be considered and made of record.

Respectfully submitted,

Leonard Holtz, Esq. Reg. No. 22,974

Encs.

Dated: November 18, 2004

Frishauf, Holtz, Goodman & Chick, P.C. 767 Third Avenue, 25th Floor New York, New York 10017-2023

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		JP	5-3381	26					12-21-1993		*	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Date

Considered

November 1	8.	2004	
	November 1	November 18.	November 18, 2004

only.

Examiner

Signature

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁴ Place a check here if English translation is attached.

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OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS											
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		PATENT ABSTRACTS OF JAPAN, Vol. 017, No. 324 (M-1433), 21 June 1993 (1993-06-21) and JP 05-038818 A (CANON INC.), 19 February 1993 (1993-02-19) - Abstract only.									
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 $^{^{1}}$ Unique citation designation number. 2 Place a check here if English translation is attached.